



General Assembly

***Amendment***

*January Session, 2009*

LCO No. **5828**

**\*SB0060905828SR0\***

Offered by:

SEN. MCKINNEY, 28<sup>th</sup> Dist.

SEN. FASANO, 34<sup>th</sup> Dist.

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To: Senate Bill No. **609**

File No. 644

Cal. No. 436

***"AN ACT CONCERNING THE AUDITING OF STATE AGENCIES."***

1 After the last section, add the following and renumber sections and  
2 internal references accordingly:

3 "Sec. 501. Section 2-90 of the general statutes is repealed and the  
4 following is substituted in lieu thereof (*Effective July 1, 2009*):

5 (a) The Auditors of Public Accounts shall organize the work of their  
6 office in such manner as they deem most economical and efficient and  
7 shall determine the scope and frequency of any audit they conduct.

8 (b) Said auditors, with the Comptroller, shall, at least annually and  
9 as frequently as they deem necessary, audit the books and accounts of  
10 the Treasurer, including, but not limited to, trust funds, as defined in  
11 section 3-13c, and certify the results to the Governor. The auditors  
12 shall, at least annually and as frequently as they deem necessary, audit  
13 the books and accounts of the Comptroller and certify the results to the

14 Governor. They shall examine and prepare certificates of audit with  
15 respect to the financial statements contained in the annual reports of  
16 the Treasurer and Comptroller, which certificates shall be made part of  
17 such annual reports. In carrying out their responsibilities under this  
18 section, said auditors may retain independent auditors to assist them.

19 (c) Said auditors shall audit, on a biennial basis if deemed most  
20 economical and efficient, or as frequently as they deem necessary, the  
21 books and accounts of (1) each officer, department, commission, board  
22 and court of the state government; [,] (2) all institutions supported by  
23 the state; and (3) all public and quasi-public bodies, politic and  
24 corporate, created by public or special act of the General Assembly  
25 [and] not required to be audited or subject to reporting requirements,  
26 under the provisions of chapter 111, except that the auditors may audit  
27 the books and accounts of any municipality that receives state funding  
28 in an amount that is more than thirty-five per cent of the annual  
29 operating budget of such municipality. Each such audit may include  
30 an examination of performance in order to determine effectiveness in  
31 achieving expressed legislative purposes. Each such audit of a  
32 municipality shall include any recommendations for management  
33 efficiencies and financial improvements. The auditors shall report their  
34 findings and recommendations to the Governor, the State Comptroller,  
35 the joint standing committee of the General Assembly having  
36 cognizance of matters relating to appropriations and the budgets of  
37 state agencies, and the Legislative Program Review and Investigations  
38 Committee.

39 (d) The Auditors of Public Accounts may enter into such contractual  
40 agreements as may be necessary for the discharge of their duties. Any  
41 audit or report which is prepared by a person, firm or corporation  
42 pursuant to any contract with the Auditors of Public Accounts shall  
43 bear the signature of the person primarily responsible for the  
44 preparation of such audit or report. As used in this subsection, the  
45 term "person" means a natural person.

46 (e) If the Auditors of Public Accounts discover, or if it should come

47 to their knowledge, that any unauthorized, illegal, irregular or unsafe  
48 handling or expenditure of state funds or any breakdown in the  
49 safekeeping of any resources of the state has occurred or is  
50 contemplated, they shall forthwith present the facts to the Governor,  
51 the State Comptroller, the clerk of each house of the General Assembly,  
52 the Legislative Program Review and Investigations Committee and the  
53 Attorney General. Any Auditor of Public Accounts neglecting to make  
54 such a report, or any agent of the auditors neglecting to report to the  
55 Auditors of Public Accounts any such matter discovered by [him] such  
56 agent or coming to [his] the knowledge of such agent shall be fined not  
57 more than one hundred dollars or imprisoned not more than six  
58 months or both.

59 (f) All reports issued or made pursuant to this section shall be  
60 retained in the offices of the Auditors of Public Accounts for a period  
61 of not less than five years. The auditors shall file one copy of each such  
62 report with the State Librarian.

63 (g) Each state agency shall keep its accounts in such form and by  
64 such methods as to exhibit the facts required by said auditors and, the  
65 provisions of any other general statute notwithstanding, shall make all  
66 records and accounts available to them or their agents, upon demand.

67 (h) Where there are statutory requirements of confidentiality with  
68 regard to such records and accounts or examinations of  
69 nongovernmental entities which are maintained by a state agency,  
70 such requirements of confidentiality and the penalties for the violation  
71 thereof shall apply to the auditors and to their authorized  
72 representatives in the same manner and to the same extent as such  
73 requirements of confidentiality and penalties apply to such state  
74 agency. In addition, the portion of any audit or report prepared by the  
75 Auditors of Public Accounts that concerns the internal control  
76 structure of a state information system shall not be subject to  
77 disclosure under the Freedom of Information Act, as defined in section  
78 1-200."